

HOOVER CITY COUNCIL MINUTES OF MEETING

DATE: February 1, 2016

TIME: 6:00 P.M.

PLACE: Hoover Municipal Center

PRESENT: Mayor Gary Ivey
Mr. Jack Wright, Council President
Mr. John Greene, Council Member
Mr. John Lyda, Council Member
Mr. Joe Rives, Council Member
Admiral Jack Natter, Council Member
Mr. Gene Smith, Council Member

ABSENT: Mr. Brian Skelton, Council President Pro-Tempore

ALSO PRESENT: Mr. Charlie Waldrep, Waldrep Stewart & Kendrick, City Attorney
Ms. Leslie Klasing, Waldrep Stewart & Kendrick
Ms. April Danielson, Waldrep Stewart & Kendrick
Mr. Nic Waddell, Waldrep Stewart & Kendrick
Ms. Linda Andrews, Library Director
Chief Nick Derzis, Police Chief
Ms. Susan Fuqua, Director, Municipal Court
Mr. Bob House, House Consultants
Mr. Mike Lewis, Director, Human Resources
Mr. Rod Long, City Engineer
Mr. Frank Lopez, Director, Revenue and Taxation
Dr. Melinda Lopez, Director, Information Management & Reporting
Mr. Allen Pate, Executive Director
Mr. Ben Powell, Purchasing Director
Mr. Don Reilly, Director, Inspection Services
Mr. Tim Westhoven, Assistant Executive Director
Chief Chuck Wingate, Fire Chief
Mr. Robert Yeager, Finance Director

The meeting was called to order by Council President Jack Wright.

The clerk had roll call and a quorum was present.

The clerk gave the invocation.

The Pledge of Allegiance was led by Mr. Rives.

1. REPORTS

Judge Agnes Chappell, Candidate, Circuit Court Judge Place 23, was scheduled to speak but was not present at the start of the meeting. She arrived later and spoke at the end of the meeting during public questions and comments.

The City Attorney read the following **Proclamations: Career and Technical Education Month** and **FBLA-PBL Week**. Mayor Ivey presented the framed proclamations to Davis Hammett and his advisor, Judy Kehr from Hoover High School; and Haley Hickman and her advisor, Jane Bruce from Spain Park High School.

2. **MINUTES**

Mr. Wright stated each member of the Council had previously received a copy of the minutes of the January 19, 2016 regular meeting.

Mr. Greene made a motion that the minutes be approved as presented and to dispense with the reading. This motion was seconded by Mr. Rives. Mr. Wright called for discussion. There being none, on voice vote the motion carried unanimously.

3. **ABC SPECIAL EVENTS APPLICATION – CS HOOVER, LLC d/b/a FAT TUESDAY PARTY – PARKING LOT AT 180 MAIN STREET, SUITE 200 (CAJUN STEAMER)**

Mr. Wright stated this is the request of CS Hoover, LLC, d/b/a Fat Tuesday Party, for approval of a Special Events ABC Application for the Fat Tuesday Party to be held on February 9, 2016 in the parking lot at 180 Main Street, Suite 200.

Mr. Lyda made a motion to approve the ABC Application. This motion was seconded by Mr. Rives. Mr. Wright called for discussion from the Council or the audience. There being none, on voice vote the motion carried unanimously.

4. **ABC APPLICATION (020-RESTAURANT RETAIL LIQUOR) – MUGSHOTS INVERNESS CORNERS LLC d/b/a MUGSHOTS GRILL AND BAR – 110 INVERNESS PLAZA (Previously Café Firenze)**

Mr. Wright stated this is the request of Mugshots Inverness Corners, LLC, d/b/a Mugshots Grill and Bar, for approval of an ABC Application (020-Restaurant Retail Liquor) at 110 Inverness Plaza. This is due to a new business at a previously approved site (previously Café Firenze).

Mr. Lyda made a motion to approve the ABC Application. This motion was seconded by Mr. Rives. Mr. Wright called for discussion from the Council or the audience. There being none, on voice vote the motion carried unanimously.

5. **RESOLUTION NO. 5364-16 – AUTHORIZE MAYOR TO EXECUTE ADDENDUM TO CLAIMS SERVICE AGREEMENT WITH HILL ADMINISTRATIVE SERVICES, INC.**

The City Attorney read Resolution No. 5364-16. This would authorize the Mayor to execute an Addendum to the original Claims Service Agreement with Hill Administrative Services, Inc., dated February 1, 2003.

Mr. Smith made a motion to approve **Resolution No. 5364-16**. This motion was seconded by Mr. Rives. Mr. Wright called for discussion from the Council or the audience.

Mr. Smith asked Ms. Reba McFee to explain the need for the change between the standing agreement that was in place and this addendum. Ms. McFee said this addendum just continues the agreement for another year.

Admiral Natter inquired as to the change in the annual fee from last year to the next two years. Ms. McFee said it is an increase in Section 111, Medicare Reporting Responsibilities. Last year it was \$15,000. It has increased \$5,300 for the year and the next two years. She noted they had actually negotiated their quote down slightly. Their original quote was \$22,745. Admiral Natter congratulated her on the negotiation.

There being no further discussion, on voice vote the motion carried unanimously.

6. **RESOLUTION NO. 5365-16 – ACCEPTANCE OF PUBLIC IMPROVEMENTS
WITHIN ROAD R.O.W. – SOUTHAMPTON PHASE 1 AND 2**

The City Attorney read Resolution No. 5365-16. This would authorize the acceptance of public improvements within the road right of way of Southampton Phase 1 and Southampton Phase 2.

Mr. Smith made a motion to approve **Resolution No. 5365-16**. This motion was seconded by Mr. Rives. Mr. Wright called for discussion from the Council or the audience.

Admiral Natter asked Mr. Don Reilly to speak about the maintenance of the streets once the public improvements are accepted by the City. Mr. Reilly said that once construction is done the Inspection Services Department inspects that all public improvements are brought up to city specifications before approving them. Once the streets are accepted it could be up to ten years or so before any improvements have to be done. Any maintenance would be due to normal vehicle traffic.

There being no additional discussion, on voice vote the motion carried unanimously.

7. **RESOLUTION NO. 5366-16 – REIMBURSEMENT FOR CAPITAL
EXPENDITURES RELATED TO SPORTS PARK PROJECT & AUTHORIZE
HIRING OF BOND COUNSEL**

The City Attorney read Resolution No. 5366-16. This would provide for reimbursement for capital expenditures relating to the sports park project, and authorize the hiring of bond counsel.

Mr. Smith made a motion to approve **Resolution No. 5366-16**. This motion was seconded by Mr. Rives. Mr. Wright called for discussion from the Council or the audience.

Mr. Smith asked Mr. Robert Yeager to expand on the purpose of this resolution. Mr. Yeager said the city has begun expending public funds on the sports park project with the hiring of engineers and a construction manager in trying to move the project forward. There is money available in the budget for that purpose. This resolution allows the city to reimburse itself for any expenses it has already incurred out of the bond proceeds when we go to market. It also authorizes the hiring of the bond counsel which is Waldrep Stewart & Kendrick.

Mr. Smith asked when Mr. Yeager anticipated going to the bond market. Mr. Yeager answered late March or April. By going ahead and hiring the bond counsel they can begin working on the skeleton of an official statement.

There being no additional discussion, on voice vote the motion carried unanimously.

8. **RESOLUTION NO. 5367-16 – AUTHORIZE MAYOR TO EXECUTE ANNUAL TASK ORDER CONTRACT FOR PROFESSIONAL MAPPING SERVICES WITH SHELBY COUNTY AND G-SQUARED LLC**

The City Attorney read Resolution No. 5367-16. This would authorize the Mayor to execute the Annual Task Order Contract for Professional Mapping Services with Shelby County and G-Squared, LLC.

Mr. Smith made a motion to approve **Resolution No. 5367-16**. This motion was seconded by Mr. Rives. Mr. Wright called for discussion from the Council or the audience. There being none, on voice vote the motion carried unanimously.

9. **RESOLUTION NO. 5368-16 – AUTHORIZE MAYOR TO EXECUTE MODIFICATION TO NAVILINE PAYROLL APPLICATION WITH SUNGARD**

The City Attorney read Resolution No. 5368-16. This would authorize the Mayor to execute a modification to the Naviline Payroll Application with SunGard.

Mr. Smith made a motion to approve **Resolution No. 5368-16**. This motion was seconded by Mr. Rives. Mr. Wright called for discussion from the Council or the audience.

Mr. Smith asked Dr. Lopez if this was a system upgrade. Dr. Lopez said this is just a one-time cost related to the Affordable Care Act reporting that is required to be implemented this year. SunGard will assist the city in getting some data loaded from Blue Cross and Blue Shield.

There being no additional discussion, on voice vote the motion carried unanimously.

10. **RESOLUTION NO. 5369-16 – RATIFY CORRESPONDENCE SIGNED BY CITY COUNCIL PRESIDENT INITIATING PUBLIC HEARINGS FOR A PROPOSED AMENDMENT TO THE ZONING DISTRICT BOUNDARIES OF THE HOOVER ZONING ORDINANCE**

The City Attorney read Resolution No. 5369-16. This would ratify the correspondence signed by the City Council President initiating public hearings for the consideration of a proposed amendment to the zoning district boundaries of the Hoover Zoning Ordinance. The map attached to the resolution explains the property to be rezoned from R-4 Multi-family District to C-2 Community Business District and R-1 Single Family District. The property is located south of I-459 between Stadium Trace Parkway (Preserve Parkway) and the Patton Creek shopping center.

Mr. Greene made a motion to approve **Resolution No. 5369-16**. This motion was seconded by Mr. Rives. Mr. Wright called for discussion from the Council or the audience.

A young lady who was a student of Jefferson State Community College asked for clarification as to the meaning of this resolution. The City Attorney said the property in question is currently zoned R-4 Multi-family District. The proposal is to rezone part of it to a commercial business district and a portion of it to single family residential.

There being no further discussion, on roll call vote of the Council the votes were as follows: Mr. Greene, "Yea"; Mr. Lyda, "Yea"; Admiral Natter, "Yea"; Mr. Rives, "Yea"; Mr. Smith, "Yea"; and Mr. Wright, "Yea". The motion carried unanimously.

11. PAYMENT OF BILLS

Mr. Skelton made a motion that the bills be paid as submitted. This motion was seconded by Admiral Natter. Mr. Wright called for questions or comments. There being none, on voice vote the motion carried unanimously.

Mr. Wright called for additional comments or questions from the Council.

Mr. Smith announced that immediately following the Council meeting there would be a short **Annexation Committee** meeting held in the Council Chambers.

Mr. Dan Fulton, Alford Avenue, stated that Mayor Ivey was recently reported as saying the mid-term budget would have approximately \$600,000 in new money for ten new patrol officers; and that Chief Derzis said he could use twenty but ten would help do the job. Mr. Fulton said the city is experiencing a lot of theft crime and the thieves are becoming armed. He felt that if the police chief needed twenty officers he should be provided twenty officers immediately. He said the city cannot afford not to have safety and security. He felt that if the city could spend \$70 million on a sports complex and \$2 million on city hall renovations it could afford to give the twenty officers. He discussed the need for more neighborhood sidewalks so there could be more neighborhood watch programs. He felt the city could do more with surveillance cameras and sound recording equipment. He understood that the police chief was exploring technology involving drones and he would like to see the city move forward with that. He also felt the city could assist more with street lighting. He read a quote from the Mayor of Fultondale expressing his appreciation for their school board in taking steps in the right direction regarding the need for a new school as he felt the children deserved a newer and better facility to get them in the best situation possible. Mr. Fulton noted that the Hoover school rezoning meetings will begin on Thursday, February 4th and he hoped that all present, including the Mayor and City Council, would attend. He noted that Councilman Greene is the only council member who has called for more support of Hoover City Schools. Mr. Fulton said that without more city support additional schools and significant upgrading of the Old Berry High School would be impossible. He said that in a recent Friends of Hoover meeting Mayor Ivey remarked that Hoover did not need another high school or elementary school. He distributed to the Mayor and Council a copy of an email response he received from Mayor Ivey in July, 2013 which said that the Board of Education sits independently from the City of Hoover's elected officials and that it would be an ethics violation to use their political positions to try to influence decisions made by the Board of Education. It was his opinion that Mayor Ivey was trying to make decisions for the Hoover City Schools when he said at the Friends of Hoover meeting that Hoover did not need another high school or elementary school. He talked about the risk of having so many students located at one high school should a severe tornado (such as the ones in 2011) come through that area. He felt the city probably needed another elementary school in the western area and needed something to serve as a possible third high school whether it would be a limited school such as revamping the Old Berry High School or something else. That is the call of Dr. Murphy and the Board of Education.

At this time, **Judge Agnes Chappell, Candidate, Circuit Court Judge Place 23**, introduced herself and asked for support in the upcoming election.

There being no additional comments or questions, the meeting was adjourned.

Margie Handley, City Clerk